



RECEIVED  
CENTRAL FAX CENTER  
JUN 03 2005

## 4845 Pearl East Circle

Suite 300

Boulder, CO 80301

(720) 931-3000, Fax (720) 931-3001

[www.lathropgage.com](http://www.lathropgage.com)

Direct Dial Number:  
(720) 931-3012

2345 Grand Boulevard,  
Suite 2800  
Kansas City, MO 64108-2612  
(816) 292-2000, Fax (816) 292-2001

230 Park Avenue  
Suite 1847  
New York, NY 10169  
(212) 850-6220, Fax (212) 850-6221

314 East High Street  
Jefferson City, MO 65101  
(573) 893-4336, Fax (573) 893-5398

10851 Martin Blvd.  
Building 82, Suite 1000  
Overland Park, KS 66210-1669  
(913) 451-5100, Fax (913) 451-0875

1010 Market Street  
Suite 1300  
St. Louis, MO 63101-2000  
(314) 613-2500, Fax (314) 613-2550

1845 S. National  
Springfield, MO 65808-4288  
(417) 886-2000, Fax (417) 886-9126

1200 G Street, N.W.  
Suite 800  
Washington, D.C. 20005  
(202) 434-8984, Fax (202) 434-8992

June 3, 2005

From: Dan Cleveland, Jr.

Matter No.: 397037

To:	Company:	Fax Number:	Phone Number:
Mail Stop RCE	U.S. Patent and Trademark Office	703-872-9306	

Number of Pages Transmitted (including this cover sheet): 11

## Message:

Applicant(s): Jordan, Russell T. Attorney Docket No. 397037

Application Serial No. 09/021,421 Examiner: Rebecca Cook

Filing Date: February 10, 1998 Group Art Unit: 1614

Title: **CHELATED 8-HYDOXYQUINOLINE AND USE THEREOF IN A METHOD  
OF TREATING EPITHELIAL LESIONS**

RECEIVED  
JUN - 6 2005  
OIP/E/JCWS

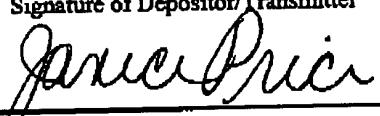
If you have a problem receiving this facsimile, please call: (720) 931-3000

Fax Attendant: \_\_\_\_\_

## CONFIDENTIALITY NOTE:

The information in this facsimile message ("fax") is sent by an attorney or his/her agent. Is intended to be confidential and for the use of only the individual or entity named above. The information may be protected by attorney/client privilege, work product immunity or other legal rules. If the reader of this message is not the intended recipient, you are notified that retention, dissemination, distribution or copying of this fax is strictly prohibited. If you receive this fax in error, please notify us immediately by telephone and return it to the address above. Thank you.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>CERTIFICATE OF TRANSMISSION (37 CFR 1.8)</b>			Atty Docket No. 397037
Applicant(s): Jordan, Russell T.			
Application No. 09/021,421	Filing Date February 10, 1998	Examiner Rebecca Cook	Group Art Unit 1614
<b>Title: CHELATED 8-HYDOXYQUINOLINE AND USE THEREOF IN A METHOD OF TREATING EPITHELIAL LESIONS</b>			
Date of Transmittal: <u>June 3, 2005</u>			
I hereby certify that the following documents:			
<ol style="list-style-type: none"> <li>1. Request for Continued Examination (RCE) Transmittal (1 page, in duplicate)</li> <li>2. Petition for Extension of Time Under 37 CFR 1.136(a) (1 page, in duplicate)</li> <li>3. Amendment (5 pages)</li> <li>4. Fax Cover Sheet (1 page)</li> </ol>			
are being transmitted via facsimile number 703-872-9306 to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated above.			
		Name of Depositor/Transmitter Janice Price	
		Signature of Depositor/Transmitter 	

PTO/SB/89 (09-04)  
Approved for use through 07/31/2006. OMB 0651-0031U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

**Request  
For  
Continued Examination (RCE)  
Transmittal**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/021,421
Filing Date	February 10, 1998
First Named Inventor	Russell T. Jordan
Art Unit	1614
Examiner Name	Rebecca Cook
Attorney Docket Number	397037

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. 1.114**

Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_  
ii.  Other \_\_\_\_\_

b.  Enclosed

i.  Amendment/Reply  
ii.  Affidavit(s)/Declaration(s)

III.  Information Disclosure Statement (IDS)IV.  Other Petition for Extension of Time; Certificate of Transmission2. **Miscellaneous**

a.  Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)

b.  Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 12-0800 have enclosed a duplicate copy of this sheet.

i.  RCE fee required under 37 C.F.R. 1.17(e) \$395  
ii.  Extension of time fee (37 C.F.R. 1.136 and 1.17) \$510  
iii.  Other \_\_\_\_\_

b.  Check in the amount of \$ \_\_\_\_\_ enclosed

c.  Payment by credit card (Form PTO-2038 enclosed)

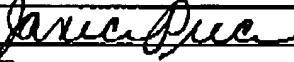
**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Signature		Date	June 3, 2005
Name (Print /Type)	Dan Cleveland, Jr.	Registration No. (Attorney/Agent)	36,106

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	
Name (Print /Type)	Janice Price

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/80 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**Request  
For  
Continued Examination (RCE)  
Transmittal**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/021,421
Filing Date	February 10, 1998
First Named Inventor	Russell T. Jordan
Art Unit	1614
Examiner Name	Rebecca Cook
Attorney Docket Number	397037

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii.  Other \_\_\_\_\_

b.  Enclosed

i.  Amendment/Reply

ii.  Affidavit(s)/Declaration(s)

iii.  Information Disclosure Statement (IDS)

iv.  Other Petition for Extension of Time; Certificate of Transmission

2. **Miscellaneous**

a.  Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(l) required)

b.  Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 12-0600 I have enclosed a duplicate copy of this sheet.

i.  RCE fee required under 37 C.F.R. 1.17(e) \$395

ii.  Extension of time fee (37 C.F.R. 1.136 and 1.17) \$510

iii.  Other \_\_\_\_\_

b.  Check in the amount of \$ \_\_\_\_\_ enclosed

c.  Payment by credit card (Form PTO-2038 enclosed)

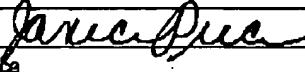
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Signature		Date	June 3, 2005
Name (Print/Type)	Dan Cleveland, Jr.	Registration No. (Attorney/Agent)	36,106

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	
Name (Print/Type)	Janice Price

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.